

**EIGHTY-SIXTH LEGISLATIVE DAY  
TUESDAY, APRIL 1, 2003**

House of Representatives

The House convened at 10:45 a.m., the Speaker in the Chair.

Roll call showed all 70 members present.

Prayer was offered by Ron Crane, State Treasurer.

The Pledge of Allegiance was led by Jessica Helsley, Page.

**Approval of Journal**

April 1, 2003

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have read and approved the House Journal of the Eighty-fifth Legislative Day and recommend that same be adopted as corrected.

FIELD(18), Chairman

Mrs. Field(18) moved that the report be adopted. Seconded by Mrs. Boe. Report adopted.

**Consideration of Messages from the  
Governor and the Senate**

Mr. Roberts asked unanimous consent that Rule 70, with the exception of smoking, be suspended for the balance of the Legislative Session. There being no objection, it was so ordered.

OFFICE OF THE GOVERNOR  
Boise

March 31, 2003

The Honorable Bruce Newcomb  
Speaker of the House

Dear Mr. Speaker:

I have the honor to advise you that I have signed today and am transmitting to the Secretary of State the following House Bills, to wit:

**H 206**, as amended, **H 303**, **H 345**, **H 237**, **H 348**, and **H 349**

Very truly yours,  
/s/ DIRK A. KEMPTHORNE  
Governor

OFFICE OF THE GOVERNOR  
Boise

March 31, 2003

The Honorable Bruce Newcomb  
Speaker of the House

Dear Mr. Speaker:

I have the honor to advise you that I am returning herewith, without my approval, disapproved and vetoed:

**H 332**

within the time limited by law, the same having arrived in the Office of the Governor at the hour 1:25 p.m. on March 25, 2003.

**I. INTRODUCTION**

**House Bill 332** represents a reduction in general fund support of \$94,900 (7.1%) to the Commission for the Blind and Visually Impaired for Fiscal Year 2004. This legislation would result in reduced or eliminated preventative services for Idaho's visually impaired citizens.

**II. DISCUSSION**

Over the past two years, the Commission for the Blind and Visually Impaired has fully participated in reductions in state government. Since Fiscal Year 2002, the Commission has received a base reduction of 10%, totaling more than \$150,000.

In addition to their base reductions, the Commission was among the leading state agencies in making one-time budget reductions in Fiscal Year 2002 to help balance that year's budget. They have indefinitely postponed several projects that allowed them to return an additional 9.9% of their appropriation to the General Fund. The Commission has been a full partner in aggressively finding efficiencies within its programs that result in budget savings. However, any further cuts will have devastating impacts on direct services to Idahoans who stand to lose their sight.

My objections to **House Bill 332** are based primarily on cuts to the State Only Medical Program.

**STATE ONLY MEDICAL PROGRAM**

The State Only Medical Program provides blindness prevention and sight restoration services for individuals who do not have insurance and who do not qualify for any other similar state or federal programs. Simply, this program represents a last resort to prevent blindness for many Idahoans.

Without these services, there would be permanent, life changing consequences to those who stand to lose their vision. Furthermore, a large percentage of the individuals accessing these services are working Idahoans. The inability to obtain this service puts them in danger of not only losing their employment, but also becoming dependent upon state and federal resources for their income. The provision of this service frequently allows them to remain employed, often times with no interruption in their employment history.

The proposed reduction of \$94,900 would decrease the Commission's ability to respond to these cases by nearly 40 individuals per year. Directing these cuts to other programs within the Commission's budget would have pronounced impacts on populations currently being served. Reducing the

Commission's ability to service current clients is unacceptable.

### III. CONCLUSION

**House Bill 332** does not significantly help us solve our state budget problems, but significantly, it would result in dozens of Idahoans losing their sight. This bill also jeopardizes a program that keeps people employed and off of social programs, like Medicaid. I object to cuts that would have such dire consequences for so many.

This administration will continue to find efficiencies and savings, but this measure creates deficiencies, not efficiencies.

For these reasons, I hereby withhold my approval from, disapprove, and veto **House Bill 332**.

Very truly yours,  
/s/ DIRK A. KEMPTHORNE  
Governor

**H 332** with the Governor's Veto Message attached, was filed in the Office of the Chief Clerk.

OFFICE OF THE GOVERNOR  
Boise

March 31, 2003

The Honorable Bruce Newcomb  
Speaker of the House

Dear Mr. Speaker:

I have the honor to advise you that I am returning herewith, without my approval, disapproved and vetoed:

### **H 344**

within the time limited by law, the same having arrived in the Office of the Governor at the hour 1:25 p.m. on March 25, 2003.

### I. INTRODUCTION

**House Bill 344** represents a reduction in general fund support of \$271,500 (7.1%) to the Division of Vocational Rehabilitation for Fiscal Year 2004. Based on the match of Federal Funds, the Division stands to lose an additional \$236,000, bringing the total fund reduction to \$501,500. This legislation would result in reduced or restricted services for qualifying disabled Idahoans, including the reduced access to programs that help them find meaningful employment and programs that sustain life, such as the Renal Disease Program.

### II. DISCUSSION

The Division of Vocational Rehabilitation serves more than 12,000 Idahoans with disabilities, helping them to receive needed medical assistance, education, and vocational rehabilitation. In my State of the State Address, I said, "we must ensure the health and well being of our veterans, senior citizens, the disabled, and

the most vulnerable."

**House Bill 344** amounts to reductions in state funds, coupled with reductions in federal funds, that stand to impact some of Idaho's most vulnerable citizens.

#### 1. Renal Disease Program

End-stage renal disease means that the individual's kidneys are shutting down and are functioning at 10% or less than a normal functioning kidney. Without dialysis and medication, a loss of life is certain with a life expectancy of 5 to 10 days.

The Renal Disease Program represents a last resort for many of these Idahoans with end stage renal failure. Individuals who have no alternative and qualify for no other form of assistance are referred by social workers, hospitals, and dialysis centers. There are no other programs in Idaho that perform the same function as the Renal Disease Program.

With the proposed 7.1% cut, the Division reports that approximately 18 clients could be cut from services with no new clients allowed to enroll in the program throughout the duration of fiscal year 2004.

#### 2. Vocational Rehabilitation Services

The Vocational Rehabilitation program helps disabled Idahoans acquire new skills and job training necessary to help them enter or re-enter the work force. Last year, the Division of Vocational Rehabilitation served 12,090 Idahoans with disabilities and assisted 1,711 clients to find employment.

In these current economic times, it is not prudent to cut services that put people to work.

### III. CONCLUSION

This administration will continue its efforts to find efficiencies and streamline operations within the Division of Vocational Rehabilitation, including potential consolidation with other agencies.

However, reductions at this time that could preclude Idahoans with kidney failure from receiving life-saving treatment are unacceptable. Every effort should be made to insulate these vital services from potential budget reductions.

For these reasons, I have vetoed **House Bill 344**. I urge the legislature to consider an approach that would not impact the Renal Disease Program, nor reduce services to disabled Idahoans.

Very truly yours,  
/s/ DIRK A. KEMPTHORNE  
Governor

**H 344** with the Governor's Veto Message attached, was filed in the Office of the Chief Clerk.

March 31, 2003

Mr. Speaker:

I transmit herewith enrolled **S 1002**, as amended, **S 1010**, as amended, **S 1028**, **S 1079**, **S 1082**, **S 1097**, **S 1108**, as amended, as amended, **S 1119**, **S 1121**, **S 1127**, **S 1137**, **S 1139**, and **S 1166** for the signature of the Speaker.

WOOD, Secretary

The Speaker announced he was about to sign enrolled **S 1002**, as amended, **S 1010**, as amended, **S 1028**, **S 1079**, **S 1082**, **S 1097**, **S 1108**, as amended, as amended, **S 1119**, **S 1121**, **S 1127**, **S 1137**, **S 1139**, and **S 1166** and, when so signed, ordered them returned to the Senate.

March 31, 2003

Mr. Speaker:

I return herewith enrolled **HJM 8**, **HCR 17**, **H 11**, **H 331**, **H 255**, as amended in the Senate, and **H 59**, as amended in the Senate, which have been signed by the President.

WOOD, Secretary

Enrolled **H 11**, **H 331**, **H 255**, as amended in the Senate, and **H 59**, as amended in the Senate, were referred to the Judiciary, Rules, and Administration Committee for delivery to the Governor.

Enrolled **HJM 8** and **HCR 17** were referred to the Judiciary, Rules, and Administration Committee for delivery to the Secretary of State.

March 31, 2003

Mr. Speaker:

I transmit herewith **S 1133**, as amended, which has passed the Senate.

WOOD, Secretary

**S 1133**, as amended, was filed for first reading.

March 31, 2003

Mr. Speaker:

I return herewith **H 149**, **H 339**, **H 327**, and **H 357** which have passed the Senate.

WOOD, Secretary

**H 149**, **H 339**, **H 327**, and **H 357** were referred to the Judiciary, Rules, and Administration Committee for enrolling.

March 31, 2003

Mr. Speaker:

I return herewith **H 177**, as amended in the Senate, which has failed the Senate.

WOOD, Secretary

**H 177**, as amended in the Senate, was filed in the Office of the Chief Clerk.

March 31, 2003

Mr. Speaker:

I return herewith **H 218**, as amended in the Senate, **H 65**, as

amended in the Senate, **H 301**, as amended in the Senate, and **H 169**, as amended, as amended in the Senate, which have passed the Senate.

WOOD, Secretary

**H 218**, as amended in the Senate, **H 65**, as amended in the Senate, **H 301**, as amended in the Senate, and **H 169**, as amended, as amended in the Senate, were ordered held at the Desk.

Ms. Jaquet asked unanimous consent that the House concur in the Senate amendments to **H 218**, as amended in the Senate. There being no objection, it was so ordered.

Mr. Sayler asked unanimous consent that the House concur in the Senate amendments to **H 65**, as amended in the Senate. There being no objection, it was so ordered.

Mr. Gagner asked unanimous consent that the House concur in the Senate amendments to **H 301**, as amended in the Senate. There being no objection, it was so ordered.

Mr. Trail asked unanimous consent that the House concur in the Senate amendments to **H 169**, as amended, as amended in the Senate. There being no objection, it was so ordered.

**H 218**, as amended in the Senate, **H 65**, as amended in the Senate, **H 301**, as amended in the Senate, and **H 169**, as amended, as amended in the Senate, were referred to the Judiciary, Rules, and Administration Committee for engrossing.

### Report of Standing Committees

April 1, 2003

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION report that we have printed **HR 4**, **HCR 30**, **H 394**, **H 396**, and **H 397**.

FIELD(18), Chairman

**HCR 30**, **H 396**, and **H 397** were referred to the State Affairs Committee.

**H 394** was referred to the Environmental Affairs Committee.

**HR 4** was filed for second reading.

April 1, 2003

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled **H 302**, **H 269**, as amended, and **H 273**.

FIELD(18), Chairman

The Speaker announced he was about to sign enrolled **H 302**, **H 269**, as amended, and **H 273**, and, when so signed, ordered them transmitted to the Senate for the signature of the President.

April 1, 2003

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled **H 305, H 352, H 353, H 354, H 355, H 361, H 321, H 248**, and **H 313** to the Governor at 11:35 a.m., as of this date, March 31, 2003.

FIELD(18), Chairman

April 1, 2003

Mr. Speaker:

We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration **H 392** and **S 1171** and recommend that they do pass.

DEAL, Chairman

**H 392** and **S 1171** were filed for second reading.

There being no objection, the House advanced to the Seventh Order of Business.

#### Motions, Memorials, and Resolutions

Mr. Denney moved that all rules of the House interfering with the immediate consideration of **HR 4** be suspended; that the portions of Section 15, Article 3 of the Constitution of the State of Idaho, requiring all bills to be read on three several days be dispensed with, this being a case of urgency; and that **HR 4** be read the first time by title, second time by title, and third time at length, and placed before the House for final consideration. Seconded by Ms. Jaquet.

The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES -- Andersen, Barraclough, Barrett, Bauer, Bedke, Bell, Bieter, Black, Block, Boe, Bolz, Bradford, Campbell, Cannon, Clark, Collins, Cuddy, Deal, Denney, Douglas, Eberle, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Gagner, Garrett, Harwood, Henbest, Jaquet, Jones, Kellogg, Kulczyk, Lake, Langford, Langhorst, Martinez, McGeachin, McKague, Meyer, Miller, Mitchell, Moyle, Naccarato, Nielsen, Raybould, Ridinger, Ring, Ringo, Roberts, Robison, Rydallch, Sali, Sayler, Schaefer, Shepherd, Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Tilman, Trail, Wills, Wood, Mr. Speaker. Total -- 69.

NAYS -- None.

Absent and excused -- Crow. Total -- 1.

Total -- 70.

Whereupon the Speaker declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and **HR 4** was read the first time by title, second time by title, and third time at length, and placed before the House for final consideration.

At this time, the Speaker recognized Mrs. Field(18) and Mrs. Field(23) to open debate.

The question being, "Shall **HR 4** be adopted?"

Roll call resulted as follows:

AYES -- Andersen, Barraclough, Barrett, Bauer, Bedke, Bell, Bieter, Black, Block, Boe, Bolz, Bradford, Campbell, Cannon, Clark, Collins, Crow, Cuddy, Deal, Denney, Douglas, Eberle, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Gagner, Garrett, Harwood, Henbest, Jaquet, Jones, Kellogg, Kulczyk, Lake, Langford, Langhorst, Martinez, McGeachin, McKague, Meyer, Miller, Mitchell, Moyle, Naccarato, Nielsen, Raybould, Ridinger, Ring, Ringo, Roberts, Robison, Rydallch, Sali, Sayler, Schaefer, Shepherd, Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Tilman, Trail, Wills, Wood, Mr. Speaker. Total -- 70.

Whereupon the Speaker declared **HR 4** adopted and ordered the resolution filed in the Office of the Chief Clerk.

#### Introduction, First Reading, and Reference of Bills and Joint Resolutions

**S 1133**, as amended, by Judiciary and Rules Committee, was introduced, read the first time by title, and referred to the Business Committee.

There being no objection, the House advanced to the Tenth Order of Business.

#### Second Reading of Bills and Joint Resolutions

**S 1165**, by State Affairs Committee, was read the second time by title and filed for third reading.

**S 1051**, as amended in the House, and **S 1084**, as amended in the House, by Commerce and Human Resources Committee, were read the second time by title and filed for third reading.

**H 199**, as amended, as amended in the Senate, by Health and Welfare Committee, was read the second time by title and filed for third reading.

**H 252**, as amended, and **H 386**, as amended, by State Affairs Committee, were read the second time by title and filed for third reading.

**H 381**, as amended, by Ways and Means Committee, was read the second time by title and filed for third reading.

#### Third Reading of Bills and Joint Resolutions

**H 388** was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mrs. Ellsworth to open debate.

The question being, "Shall **H 388** pass?"

Roll call resulted as follows:

AYES -- Andersen, Barraclough, Barrett, Bauer, Bedke,

Bell, Bieter, Black, Block, Boe, Bolz, Bradford, Campbell, Cannon, Collins, Deal, Denney, Douglas, Eberle, Edmunson, Ellsworth, Eskridge, Field(18), Gagner, Garrett, Harwood, Henbest, Jaquet, Jones, Kellogg, Kulczyk, Lake, Langford, Langhorst, Martinez, McGeachin, McKague, Meyer, Miller, Mitchell, Moyle, Naccarato, Nielsen, Raybould, Ridinger, Ring, Ringo, Roberts, Robison, Rydalch, Saylor, Schaefer, Shepherd, Shirley, Skippen, Smith(24), Smylie, Snodgrass, Stevenson, Tilman, Trail, Wills, Wood, Mr. Speaker. Total -- 64.

NAYS -- Clark, Cuddy, Sali, Smith(30). Total -- 4.

Absent and excused -- Crow, Field(23). Total -- 2.

Total -- 70.

Whereupon the Speaker declared **H 388** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

**H 376** was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Black and Mr. Gagner to open debate.

Mr. Denney moved that the House recess until 1:30 p.m. Seconded by Ms. Jaquet. Motion carried.

Whereupon the Speaker declared the House at recess until 1:30 p.m.

## RECESS

### Afternoon Session

The House reconvened at 1:30 p.m., the Speaker in the Chair.

Roll call showed all 70 members present.

Prior to recess, the House was at the Eleventh Order of Business.

### Third Reading of Bills and Joint Resolutions

**H 376**, having previously been read the third time at length, was placed before the House for final consideration.

The question being, "Shall **H 376** pass?"

Roll call resulted as follows:

AYES -- Andersen, Barraclough, Bedke, Bell, Bieter, Black, Block, Boe, Bolz, Bradford, Campbell, Cannon, Collins, Cuddy, Deal, Denney, Douglas, Edmunson, Ellsworth, Eskridge, Field(18), Gagner, Garrett, Henbest, Jaquet, Jones, Kellogg, Lake, Langhorst, Martinez, Meyer, Miller, Mitchell, Naccarato, Nielsen, Ridinger, Ring, Ringo, Robison, Rydalch, Saylor, Shepherd, Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Tilman, Trail, Wills, Mr. Speaker. Total -- 53.

NAYS -- Barrett, Bauer, Clark, Crow, Eberle, Field(23),

Harwood, Kulczyk, Langford, McGeachin, McKague, Moyle, Raybould, Roberts, Sali, Schaefer, Wood. Total -- 17.

Absent and excused -- None.

Total -- 70.

Whereupon the Speaker declared **H 376** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

**H 9**, as amended, as amended in the Senate, was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Black to open debate.

The question being, "Shall **H 9**, as amended, as amended in the Senate, pass?"

Roll call resulted as follows:

AYES -- Andersen, Barraclough, Barrett, Bauer, Bedke, Bell, Bieter, Black, Block, Boe, Bolz, Bradford, Campbell, Cannon, Clark, Collins, Crow, Cuddy, Deal, Denney, Douglas, Eberle, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Gagner, Garrett, Harwood, Henbest, Jaquet, Jones, Kulczyk, Lake, Langford, Langhorst, Martinez, McGeachin, McKague, Meyer, Miller, Mitchell, Moyle, Naccarato, Nielsen, Raybould, Ridinger, Ring, Ringo, Roberts, Robison, Rydalch, Sali, Saylor, Schaefer, Shepherd, Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Tilman, Trail, Wills, Mr. Speaker. Total -- 68.

NAYS -- None.

Absent and excused -- Kellogg, Wood. Total -- 2.

Total -- 70.

Whereupon the Speaker declared **H 9**, as amended, as amended in the Senate, passed the House. Title was approved and the bill was referred to Judiciary, Rules, and Administration Committee for enrolling.

**H 150**, as amended in the Senate, was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Campbell and Mr. Raybould to open debate.

The question being, "Shall **H 150**, as amended in the Senate, pass?"

Roll call resulted as follows:

AYES -- Andersen, Barraclough, Barrett, Bauer, Bedke, Bell, Bieter, Black, Block, Boe, Bolz, Bradford, Campbell, Cannon, Clark, Collins, Crow, Cuddy, Deal, Denney, Douglas, Eberle, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Gagner, Garrett, Harwood, Henbest, Jaquet, Jones, Kellogg, Kulczyk, Lake, Langford, Langhorst, Martinez, McGeachin, McKague, Meyer, Miller, Mitchell, Moyle, Naccarato, Nielsen, Raybould, Ridinger, Ring, Ringo, Roberts, Robison, Rydalch,

Sali, Saylor, Schaefer, Shepherd, Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Tilman, Trail, Wills, Wood, Mr. Speaker. Total -- 70.

Whereupon the Speaker declared **H 150**, as amended in the Senate, passed the House. Title was approved and the bill was referred to Judiciary, Rules, and Administration Committee for enrolling.

**H 64**, as amended, as amended in the Senate, was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Ms. Skippen to open debate.

The question being, "Shall **H 64**, as amended, as amended in the Senate, pass?"

Roll call resulted as follows:

AYES -- Andersen, Barraclough, Barrett, Bauer, Bedke, Bell, Bieter, Black, Block, Boe, Bolz, Bradford, Campbell, Cannon, Clark, Collins, Crow, Cuddy, Deal, Denney, Douglas, Eberle, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Gagner, Garrett, Harwood, Henbest, Jaquet, Jones, Kellogg, Kulczyk, Lake, Langford, Langhorst, Martinez, McGeachin, McKague, Meyer, Miller, Moyle, Naccarato, Nielsen, Raybould, Ridinger, Ring, Ringo, Roberts, Robison, Rydalch, Sali, Saylor, Schaefer, Shepherd, Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Tilman, Trail, Wills, Wood, Mr. Speaker. Total -- 69.

NAYS -- None.

Absent and excused -- Mitchell. Total -- 1.

Total -- 70.

Whereupon the Speaker declared **H 64**, as amended, as amended in the Senate, passed the House. Title was approved and the bill was referred to Judiciary, Rules, and Administration Committee for enrolling.

**S 1160** was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Edmunson to open debate.

The question being, "Shall **S 1160** pass?"

Roll call resulted as follows:

AYES -- Andersen, Barraclough, Barrett, Bauer, Bedke, Bell, Bieter, Black, Block, Boe, Bolz, Bradford, Cannon, Clark, Collins, Crow, Cuddy, Deal, Denney, Douglas, Eberle, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Gagner, Garrett, Henbest, Jaquet, Jones, Kellogg, Lake, Langford, Langhorst, Martinez, McGeachin, McKague, Meyer, Miller, Mitchell, Moyle, Naccarato, Nielsen, Raybould, Ridinger, Ring, Ringo, Roberts, Robison, Rydalch, Sali, Saylor, Schaefer, Shepherd, Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Tilman, Trail, Wills, Wood, Mr. Speaker.

Total -- 67.

NAYS -- Harwood, Kulczyk. Total -- 2.

Absent and excused -- Campbell. Total -- 1.

Total -- 70.

Whereupon the Speaker declared **S 1160** passed the House. Title was approved and the bill was ordered returned to the Senate.

There being no objection, the House returned to the Eighth Order of Business.

### **Introduction, First Reading, and Reference of Bills and Joint Resolutions**

#### **HOUSE BILL NO. 398 BY WAYS AND MEANS COMMITTEE AN ACT**

RELATING TO HIGHWAY DISTRICTS; AMENDING SECTION 40-1310, IDAHO CODE, TO PROVIDE ADDITIONAL POWERS AND DUTIES OF HIGHWAY DISTRICT COMMISSIONERS; AMENDING CHAPTER 13, TITLE 40, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 40-1310A, IDAHO CODE, TO PROVIDE ORDINANCE AUTHORITY TO COMMISSIONERS OF A HIGHWAY DISTRICT AND TO PROVIDE PROCEDURES; AMENDING CHAPTER 13, TITLE 40, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 40-1310B, IDAHO CODE, TO PERMIT THE SUMMARIZATION OF ORDINANCES AND TO PROVIDE REQUIREMENTS FOR SUCH SUMMARIZATION; AND AMENDING SECTION 40-1336, IDAHO CODE, TO PROVIDE IN THE CASE OF A HIGHWAY DISTRICT THAT SHARES JURISDICTION OVER THE SECONDARY HIGHWAYS WITHIN A COUNTY, THE COUNTY CLERK SHALL KEEP THE ORDINANCES PASSED BY HIGHWAY DISTRICTS THAT ARE LOCATED WITHIN THE COUNTY.

**H 398** was introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

There being no objection, the House advanced to the Twelfth Order of Business.

### **Consideration of General Orders**

Mr. Denney moved that the House do now resolve itself into a Committee of the Whole House for the consideration of General Orders. Seconded by Ms. Jaquet. Motion carried.

Whereupon the House resolved itself into a Committee of the Whole House for the consideration of General Orders with Mr. Moyle in the Chair.

When the Committee of the Whole House rose, the Speaker returned to the Chair and the House was in order.

### **Report of the Committee of the Whole House**

April 1, 2003

Mr. Speaker:

We, your COMMITTEE OF THE WHOLE HOUSE, report that we have had under consideration **S 1073** and report it back without recommendation, amended as follows:

**HOUSE AMENDMENTS TO S 1073****AMENDMENTS TO SECTION 4**

On page 2 of the printed bill, in line 35, following "(20)" insert: "business"; in line 39, following "(20)" insert: "business"; in line 42, following "(40)" insert: "business"; in line 52, following "(20)" insert: "business"; on page 3, in line 3, following "(20)" insert: "business"; and in line 21, following "(8)" delete the remainder of the line, delete lines 22, 23 and 24 and insert: "A child covered by a qualified medical child support order, or the child's custodial parent, legal guardian, or the provider of services to the child, or a state agency to the extent assigned the child's rights, may file claims and the plan shall make payment for covered benefits or reimbursement directly to such party.".

**AMENDMENT TO SECTION 7**

On page 4, in line 16, delete "32-1214K" and insert: "32-1214J".

**AMENDMENTS TO SECTION 9**

On page 4, in line 33, following "(20)" insert: "business"; and in line 34, following "(20)" insert: "business".

**AMENDMENTS TO SECTION 10**

On page 4, in line 47, delete "or"; on page 5, in line 1, delete "." and insert: ";;"; and following line 1, insert:

"(5) The child is no longer eligible for coverage under the terms of the plan; or

(6) The required premium has not been paid by or on behalf of the child.".

**AMENDMENTS TO THE BILL**

On page 5, delete lines 8 through 21, and renumber subsequent sections of the bill accordingly.

**CORRECTION TO TITLE**

On page 1, delete lines 25 and 26 and insert: "AMEND-".

MOYLE, Chairman

Mr. Moyle moved that the report be adopted. Seconded by Mr. Denney.

Whereupon the Speaker declared the report adopted.

**S 1073** was filed for first reading.

The amendments were referred to Judiciary, Rules, and Administration committee for printing.

There being no objection, the House advanced to the

Sixteenth Order of Business.

**Adjournment**

Mr. Denney moved that the House adjourn until 10:45 a.m., Wednesday, April 2, 2003. Seconded by Ms. Jaquet. Motion carried.

Whereupon the Speaker declared the House adjourned at 2:19 p.m.

BRUCE NEWCOMB, Speaker

ATTEST:

PAMM JUKER, Chief Clerk